

TENNESSEE GENERAL ASSEMBLY
FISCAL REVIEW COMMITTEE



FISCAL MEMORANDUM

SB 3026 – HB 3222

March 2, 2010

SUMMARY OF AMENDMENT (014112): Deletes all language after the enacting clause. Changes from 10 days to 10 business days, excluding holidays, the deadline by which a court must set a hearing for a criminal defendant involuntarily committed for a capital offense to a developmental facility. Changes from 21 days to 21 business days, excluding holidays, of receipt of the facility's notice the deadline by which the court must hold a hearing on whether the individual continues to meet the commitment criteria under which the person is committed. Changes from 15 days to 15 business days, excluding holidays, of the court's receipt of the facility's notice the deadline for the facility to release the individual from involuntary commitment if the court has not set a hearing.

FISCAL IMPACT OF ORIGINAL BILL:

Increase State Expenditures - \$51,800

FISCAL IMPACT OF BILL WITH PROPOSED AMENDMENT:

Increase State Expenditures – Not Significant

Assumptions applied to amendment:

- According to the Division of Intellectual Disabilities (DIDS), the individuals impacted by the provisions of the bill are housed at the Harold Jordan Center.
- Changing from days to business days, excluding holidays, will not result in a significant change in the amount of time in which a court will set or hold a hearing regarding an individual who a facility determines no longer meets the commitment criteria under which the person was committed.
- There will not be a significant increase in the amount of time in which an individual is housed at the facility.

- Any cost incurred by DIDS can be accommodated within existing resources without an increased appropriation or reduced reversion.

CERTIFICATION:

This is to duly certify that the information contained herein is true and correct to the best of my knowledge.

A handwritten signature in black ink, reading "James W. White". The signature is fluid and cursive, with the first name "James" written in a larger, more prominent script than the last name "White".

James W. White, Executive Director

/kml